IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIRST DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 21872 of 2005

Between:

J.Nageswara Rao

..... PETITIONER

AND

Sub Divisional Police Officer,

Siricilla, Karimnagar District and another

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents in interfering with the cultivation of the petitioner over the lands situated at Cheerlavancha village, Sircilla Mandal of Karimnagar District, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

A Counter affidavit has been filed by the respondents, stating that one Smt.Joginnipalli Mangamma, W/o.Narayanarao, resident of Cheerlavacha, Siricilla Mandal lodged a complaint on 29.08.2005 alleging that one Joginipalli Ramachander, who was instigated by J.Hanumantharao and the petitioner by name J.Nageswararao, criminally trespassed into her land and ploughed the land illegally and hence requested to take necessary action. Basing on that complaint a case in Cr.No.287/2005 for the offence under Sections 447 and 506 read with Section 34 IPC was registered against the petitioner and others and investigation is taken up. It is further stated that after investigation, the said case was referred as false, as the allegations in the complaint are found to be incorrect. Therefore, the right to cultivate the lands in question by the petitioner was not at all interfered with.

In view of the counter allegations, I am of the opinion that no further relief is required in this writ petition.

Accordingly, the Writ Petition is closed. No order as to costs.

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V.ESWARAIAH,J

Dated: 21.11.2005

Dsr